



## INSPECTOR GENERAL REPORT

2011-06-0203

December 18, 2012

### INDIANA OFFICE OF TECHNOLOGY THEFT

*Inspector General Staff Attorney Jennifer Cooper, after an investigation by Special Agent Alan McElroy, reports as follows:*

This case was reported to the Office of the Inspector General (OIG) by the Indiana Office of Technology (IOT) regarding one of its employees. In June of 2011, the IOT reported that the Indiana State Police (ISP) had concluded an investigation regarding a missing computer. Special Agency McElroy was assigned to investigate.

The OIG is charged to investigate criminal activity and ethics violations by state workers. IC 4-2-7-3.

On April 25, 2011 ISP received a report of a missing computer, allegedly stolen by an IOT employee (Respondent) in January of 2011, from an IOT Director. ISP executed a search warrant for Respondent's residence where the missing computer was recovered along with four additional state computers.

The Marion County Prosecutor's Office charged Respondent with Theft, IC 35-43-4-2, a class D felony. Respondent submitted a written plea agreement in which he pleaded guilty to Theft as a misdemeanor and he was sentenced to 361

days probation.

On August 9, 2012, the OIG filed an ethics complaint against Respondent for a violation of 42 IAC 1-5-12 (Use of State Property). Respondent entered into an Agreed Settlement with the OIG in which he admitted to violations of 42 IAC 1-5-12 (Use of State Property) and a ban from future direct state employment.

The Indiana State Ethics Commission approved the Agreed Settlement on November 8, 2012. Accordingly, this investigation is closed.

Dated this 18<sup>th</sup> day of December, 2012.

/s/ David O. Thomas, Inspector General